IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.5997 OF 2007

Shri Rasul Ibrahim Kadim ..Petitioner

Versus

Shri Babu Krishna Aalvi & Ors. ..Respondents

---

Mr.M.R.Suryawanshi for the petitioner.

---

**Coram : A.P.DESHPANDE,J**

Date : 12.10.2007

PC

1. The present petitioner applied for mutation of his name in the revenue record on the basis of unregistered agreement for sale. Tahsildar granted the joint application moved by the petitioner and the landlord and directed mutation of the name of the petitioner. The order passed by the Tahsildar is challenged before the Sub-Divisional Officer. The Sub-Divisional Officer reversed the order passed by the Tahsildar and rejected the application filed by the petitioner. Aggrieved by the said order the petitioner filed Second Appeal before the Additional Collector. The Additional Collector concurred with the view of the Sub-Divisional Officer. Aggrieved thereby the petitioner filed revision application before the Commissioner and the Commissioner dismissed the revision application. Hence, the petitioner has filed the instant Writ petition.

Learned Counsel for the petitioner informs this Court that the petitioner has already filed Civil Suit being Civil Suit No.131 of 1999 with a view to have a dispute of ownership resolved by the Civil Court. If this be the position, there is no need to interfere with the impugned order. It is settled position of law that mutation entry do not vest the title to the property. The mutation entry would thus be subject to ultimate decision of the Civil Court. In this view of the matter, no interference with the impugned order is called for. Petition is dismissed.

**(A.P.DESHPANDE,J)**